

07653) located in Armstrong County, Pennsylvania. The petitioner proposes to install hydraulic micro lever locks on three of its Yale Forklift Trucks instead of standard parking brakes due to specific situations and concerns outlined in their petition that reduce the effectiveness of standard pad and drum parking brakes. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

#### 16. Tg Soda Ash, Inc.

[Docket No. M-95-06-M]

Tg Soda Ash, Inc., P.O. Box 100, Granger, Wyoming 82934 has filed a petition to modify the application of 30 CFR 57.22215 (separation of intake and return air (I-A, II-A, III, and V-4 mines)) to its Wyoming Soda Ash Operations (I.D. No. 48-00639) located in Sweetwater County, Wyoming. The petitioner proposes to use controlled district recirculation of mine air to improve mine ventilation and the quality of the miner's work environment by providing an excessive airflow to dilute and carry away dust, methane, and diesel fumes from the mining and abandoned areas of the mine. The petitioner states that this recirculation fan system would be inspected during each operating shift on a weekly basis and that weekly examination results would be included in the weekly ventilation report which would be kept on the surface; that the fan would be monitored and the monitors checked for proper operation on a weekly basis by a qualified person; that mine personnel would be familiarized and trained on the recirculation system, monitoring requirements, and emergency escape procedures; and that its emergency plan would be updated to include the controlled recirculation system. The petitioner asserts that the proposed alternative method would provide at least the same measure of protection as would the mandatory standard.

#### Request for Comments

Persons interested in these petitions may furnish written comments. These comments must be filed with the Office of Standards, Regulations, and Variances, Mine Safety and Health Administration, Room 627, 4015 Wilson Boulevard, Arlington, Virginia 22203. All comments must be postmarked or received in that office on or before May 10, 1995. Copies of these petitions are available for inspection at that address.

Dated: April 3, 1995.

**Patricia W. Silvey,**

*Director, Office of Standards, Regulations and Variances.*

[FR Doc. 95-8690 Filed 4-7-95; 8:45 am]

BILLING CODE 4510-43-P

### NATIONAL CREDIT UNION ADMINISTRATION

#### Privacy Act of 1974; Revisions to Systems of Records

**AGENCY:** National Credit Union Administration.

**ACTION:** Notification of a revised system of records.

**SUMMARY:** In accordance with the Privacy Act of 1974, as amended, the National Credit Union Administration (NCUA) is issuing public notice of its intent to modify the system of records maintained by the Office of Inspector General (OIG), NCUA-20, currently titled, "Investigation Files, NCUA", formerly located in the NCUA Office of Internal Auditor. The Office of Internal Auditor preceded the Office of Inspector General, which was created by action of the NCUA Board on March 23, 1989, in response to the Inspector General Act amendments of 1988. The proposed modifications will: (1) Rename the system, "Office of Inspector General (OIG) Investigative Records—NCUA;" (2) drop one routine use; (3) add two new routine uses, and (4) add certain Privacy Act exemptions. In addition, we are making other technical and editorial revisions to the system to make it more accurate.

**EFFECTIVE DATE:** The revised system of records will become effective without further notice on May 10, 1995, unless comments postmarked or posted on the NCUA Electronic Bulletin Board on or before that date cause a contrary decision. If, based on NCUA's review of comments received, changes are made, NCUA will publish a new final notice. NCUA will not withhold records under the (j)(2) or (k)(2) exemptions until adoption of the final rule amending 12 CFR 792.34 to add the Privacy Act (j)(2) and (k)(2) exemptions to this system of records.

**ADDRESSES:** Send comments to Becky Baker, Secretary of the Board, National Credit Union Administration, 1775 Duke Street, Alexandria, VA 22314. Comments may also be posted on the NCUA Electronic Bulletin Board at 800 876-1684 or 703 518-6480. Copies of comments may be examined in the Office of Inspector General, 5th floor, at 1775 Duke Street, Alexandria, VA.

#### FOR FURTHER INFORMATION CONTACT:

Alexandra B. Keith, Counsel to the Inspector General, Office of Inspector General, National Credit Union Administration, 1775 Duke Street, Alexandria, VA 22314, telephone (703) 518-6352.

**SUPPLEMENTARY INFORMATION:** The NCUA/OIG performs its duties in accordance with the Inspector General Act of 1978, as amended by the Inspector General Act Amendments of 1988 (Pub. L. 95-452, as amended, 5 U.S.C. App. 3)(IG Act). The OIG is an independent unit within the NCUA and was established to promote economy, efficiency, and effectiveness in the administration of NCUA programs and operations, and to detect and prevent fraud, waste and abuse in such programs and operations.

The NCUA is republishing system of records NCUA-20, currently titled, "Investigation Files—NCUA," to: (1) Rename the system; (2) drop one routine use; (3) add two new routine uses; (4) add the (j)(2) and (k)(2) exemptions; and (5) update other information in the previously published notice in this system of records.

NCUA is renaming NCUA-20, currently titled, "Investigation Files—NCUA", to "Office of Inspector General—Investigative Records." This is because the former publication referred to the investigative files of the NCUA Office of Internal Auditor, the predecessor office of the OIG. The system will consist of files and records compiled by the OIG on NCUA employees or other persons involved with the NCUA's programs or operations who have been or are under investigation for criminal or civil fraud, abuse, and other civil and criminal wrongdoing related to the NCUA's programs and operations. The NCUA/OIG has the authority to conduct such investigations under the IG Act.

NCUA is omitting one routine use, number (1) "Information gathered is used for intra-agency purposes," because this routine use duplicates an exception in the Privacy Act, at 5 USC 552a, Section (b)(1).

NCUA is adding two new routine uses to NCUA-20: (1) To authorize the use of OIG investigative records for obtaining information from other sources; and (2) to permit the disclosure of records to the Department of Justice to obtain legal advice. These new routine uses are identified as routine uses numbered 1 and 2 in the system notice. Routine use numbered 3 is a reference to Appendix A, the agency's standard routine uses. The new routine uses are compatible with the purpose for which the OIG's

records were collected in that they provide for disclosure to assist the NCUA /OIG to collect information in the conduct of its investigations, and to obtain legal advice from the government's attorneys on the pursuit of such investigations.

Other information in the system is being updated to reflect changes in the way information is retrieved, stored, and safeguarded and to describe accurately the categories of individuals covered and the categories of records being maintained.

In a separate notice published in the proposed rule section of today's issue of the **Federal Register**, the NCUA is giving public notice of a proposed rule to amend 12 CFR 792.34 to exempt this system of records from certain provisions of 5 USC 552a under subsections (j)(2) and (k)(2).

The NCUA proposes to exempt certain files within the new system of records from disclosure to individuals who are the subject of a record in the system. The exemptions would cover investigative material compiled for law enforcement purposes. The information in this new system is proposed to be exempt pursuant to 5 USC 552a(j)(2) insofar as these records are maintained by a component of the OIG, the Office of the Assistant Inspector General for Investigations, which performs as its principal function any activity pertaining to the enforcement of criminal laws, and which consists of:

(1) Information compiled for the purpose of identifying individual criminal offenders and alleged offenders;

(2) Information compiled for the purpose of a criminal investigation, including reports of informants and investigators, and associated with an identifiable individual; or

(3) Reports identifiable to an individual compiled at any stage of the process of enforcement of the criminal laws from arrest or indictment through release from supervision.

The NCUA is also proposing to exempt NCUA-20 from certain provisions of the Privacy Act under 5 USC 552a(k)(2), to the extent that the system contains investigative material compiled for law enforcement purposes, other than material within the scope of subsection (j)(2): Provided however, That if any individual is denied any right, privilege, or benefit that he would otherwise be entitled to by Federal law, or for which he would otherwise be eligible, as a result of the maintenance of such material, such material shall be provided to such individual, except to the extent that the disclosure of such material would reveal the identity of a

source who furnished information to the government under an express promise that the identity of the source would be held in confidence, or, prior to the effective date of this section (9-27-75), under an implied promise that the identity of the source would be held in confidence.

Accordingly, the NCUA proposes to revise NCUA-20 as follows:

#### **NCUA-20**

##### **SYSTEM NAME:**

Office of Inspector General (OIG)  
Investigative Records—NCUA.

##### **SYSTEM LOCATION:—**

Office of Inspector General, NCUA,  
1775 Duke Street, Alexandria, VA  
22314-3428.

##### **CATEGORIES OF INDIVIDUALS COVERED BY THE SYSTEM:**

Subjects of investigation, complainants, and witnesses referred to in complaints or actual investigative cases, reports, accompanying documents, and correspondence prepared by, compiled by, or referred to the OIG.

##### **CATEGORIES OF RECORDS IN THE SYSTEM:**

The system is comprised of paper files of all OIG and some predecessor Office of Internal Auditor reports, correspondence, cases, matters, cross-indices, memorandums, materials, legal papers, evidence, exhibits, data, and workpapers pertaining to all closed and pending investigations and inspections.

##### **AUTHORITY FOR MAINTENANCE OF THE SYSTEM:**

The Inspector General Act of 1978, as amended, 5 USC App.3; 12 USC 1766.

##### **ROUTINE USES OF RECORDS MAINTAINED IN THE SYSTEM, INCLUDING CATEGORIES OF USERS AND THE PURPOSES OF SUCH USES:**

The National Credit Union Administration Office of Inspector General (NCUA/OIG) may disclose information contained in a record in this system of records without the consent of the individual if the disclosure is compatible with the purpose for which the record was collected, under the following routine uses:

1. NCUA/OIG may disclose information from this system of records as a routine use to any public or private source, including a federal, state, or local agency maintaining civil, criminal, or other relevant enforcement information or other pertinent information, but only to the extent necessary for the OIG to obtain information from those sources relevant to an OIG investigation, audit, inspection, or other inquiry.

2. NCUA/OIG may disclose information from this system of records as a routine use to the Department of Justice to the extent necessary to obtain its legal advice on any matter relevant to an OIG investigation, audit, inspection, or other inquiry related to the responsibilities of the OIG.

3. NCUA/OIG may disclose information from this system of records for the purposes set forth in Appendix A of the agency's system of records notice, published at 53 FR No.186, page 37373 (September 26, 1988.)

##### **POLICIES AND PRACTICES FOR STORING, RETRIEVING, ACCESSING, RETAINING, AND DISPOSING OF RECORDS IN THE SYSTEM:**

##### **STORAGE:**

Information contained in this system is stored manually in files.

##### **RETRIEVABILITY:**

Information is retrieved in files by case number, general subject matter, or name of the subject of investigation.

##### **SAFEGUARDS:**

Case reports and workpapers are maintained in approved security containers and locked filing cabinets in a locked room. Associated paper records are stored in locked metal filing cabinets, safes, or similar secure facilities.

##### **RETENTION AND DISPOSAL:**

##### *Investigative Case Files*

1. Case files are normally destroyed when they are 5 years old.

2. Significant cases (those that result in national media attention, congressional investigation, or substantive changes in agency policy or procedures)—To be determined by the National Archives and Records Administration on a case-by-case basis.

##### **SYSTEM MANAGER(S) AND ADDRESS:**

Inspector General, National Credit Union Administration, 1775 Duke Street, Alexandria, VA 22314.

##### **NOTIFICATION PROCEDURE:**

This System of Records is generally exempt from the notice, access, and amendment requirements of the Privacy Act. However, the NCUA will entertain written requests to the systems manager on a case by case basis for notification regarding whether this system of records contains information about an individual. Requests should be marked "Privacy Act request," state the name and address of the requester, and provide a notarized statement, or other documentation, e.g., copy of a driver's license, attesting to the individual's identity. Requests submitted on behalf of other persons must include their

written, notarized authorizations. Such requests in the form prescribed may also be presented in person at the Office of Inspector General, Room 5041, National Credit Union Administration, 1775 Duke Street, Alexandria, VA 22314. Simultaneously with requesting notification of inclusion in this system of records, the individual may request record access as described in the following section on "Record Access Procedures."

#### RECORDS ACCESS PROCEDURES:

Same as "Notification procedure."

#### CONTESTING RECORD PROCEDURES:

Same as "Notification procedure."

#### RECORD SOURCE CATEGORIES:

The OIG collects information from many sources, including the subject individuals, employees of the NCUA, other government employees, and witnesses and informants, and non-governmental sources.

#### SYSTEMS EXEMPTED FROM CERTAIN PROVISIONS OF THE ACT:

Pursuant to 5 USC 552a(j)(2), this system of records is exempt from subsections (c)(3) and (4), (d), (e)(1), (e)(2), (e)(3), (e)(4)(G), (e)(4)(H), (e)(4)(I), (e)(5), (e)(8), (f) and (g) of the Act. This exemption applies to information in the system that relates to criminal law enforcement and meets the criteria of the (j)(2) exemption. Pursuant to 5 USC 552(k)(2), to the extent that the system contains investigative material compiled for law enforcement purposes, other than material within the scope of subsection (j)(2), this system of records is exempt from 5 USC 552a(c)(3), (d), (e)(1), (e)(4)(G), (H), and (I), and (f). The exemption rule is contained in 12 CFR 792.34 of the NCUA regulations.

Dated at Alexandria, VA, this 30th day of March 1995.

By the National Credit Union Administration Board.

**Becky Baker,**

*Secretary of the Board.*

[FR Doc. 95-8336 Filed 4-7-95; 8:45 am]

BILLING CODE 7535-01-U -

## NATIONAL FOUNDATION ON THE ARTS AND THE HUMANITIES

### National Endowment for the Humanities

#### Meetings of Humanities Panel

**AGENCY:** National Endowment for the Humanities.

**ACTION:** Notice of meetings.

**SUMMARY:** Pursuant to the provisions of the Federal Advisory Committee Act (Public Law 92-463, as amended), notice is hereby given that the following meetings of the Humanities Panel will be held at the Old Post Office, 1100 Pennsylvania Avenue, NW., Washington, DC 20506.

#### FOR FURTHER INFORMATION CONTACT:

David C. Fisher, Advisory Committee Management Officer, National Endowment for the Humanities, Washington, DC 20506; telephone (202) 606-8322. Hearing-impaired individuals are advised that information on this matter may be obtained by contacting the Endowment's TDD terminal on (202) 606-8282.

**SUPPLEMENTARY INFORMATION:** The proposed meetings are for the purpose of panel review, discussion, evaluation and recommendation on applications for financial assistance under the National Foundation on the Arts the Humanities Act of 1965, as amended, including discussion of information given in confidence to the agency by the grant applicants. Because the proposed meetings will consider information that is likely to disclose: (1) Trade secrets and commercial or financial information obtained from a person and privileged or confidential; or (2) information of a personal nature the disclosure of which would constitute a clearly unwarranted invasion of personal privacy, pursuant to authority granted me by the Chairman's Delegation of Authority to Close Advisory Committee meetings, dated July 19, 1993, I have determined that these meetings will be closed to the public pursuant to subsections (c) (4), and (6) of section 552b of Title 5, United States Code.

1. *Date:* April 20, 1995.

*Time:* 9:00 a.m. to 5:00 p.m.

*Room:* M-14.

*Program:* This meeting will review applications for Elementary and Secondary Education in the Humanities, submitted to the Division of Education Programs for projects beginning after August, 1995.

2. *Date:* April 25, 1995.

*Time:* 9:00 a.m. to 5:00 p.m.

*Room:* M-14.

*Program:* This meeting will review applications for Elementary and Secondary Education in the Humanities, submitted to the Division of Education Programs, for projects beginning after August, 1995.

3. *Date:* April 27, 1995.

*Time:* 9:00 a.m. to 5:00 p.m.

*Room:* M-14.

*Program:* This meeting will review applications for Elementary and Secondary Education in the Humanities, submitted to

the Division of Education Programs, for projects beginning after August 1995.

**David C. Fisher,**

*Advisory Committee Management Officer.*

[FR Doc. 95-8762 Filed 4-7-95; 8:45 am]

BILLING CODE 7536-01-M

## NUCLEAR REGULATORY COMMISSION

### River Bend Station, Unit 1 Gulf States Utilities Company and Cajun Electric Power Cooperative, Inc. Finding of No Significant Antitrust Changes Time for Filing Requests for Reevaluation

In connection with the applications for amendments filed by Gulf States Utilities Company (licensee or GSU) dated January 13, 1993, as supplemented, the Director of the Office of Nuclear Reactor Regulation made a finding on October 15, 1993, that there have been no significant changes in the licensee's activities or proposed activities since the completion of the antitrust operating license review of the River Bend Station (River Bend). Subsequently, an NRC order and two licensing amendments dated December 16, 1993, were issued which transferred GSU's ownership in River Bend to Entergy Corporation and the operation of River Bend to Entergy Operations, Inc. On March 14, 1995, the United States Court of Appeals For the District of Columbia Circuit issued an Order vacating the NRC order and the two accompanying licensing amendments and remanding the case to the NRC.

In light of the foregoing, the Director of the Office of Nuclear Reactor Regulation has reviewed the Court of Appeals decision in *Cajun Electric Cooperative, Inc. v. FERC*, 28 F.3d 173 (D.C. Cir. 1994) and the earlier findings in this matter has made a new finding in accordance with Section 105c(2) of the Atomic Energy Act of 1954, as amended, that no significant changes in the licensee's activities have occurred subsequent to the previous antitrust review of River Bend. The finding is as follows:

Under Section 105 of the Atomic Energy Act of 1954, as amended, 42 U.S.C. 2135 (Act), 10 CFR 50.80 and 50.90, the Nuclear Regulatory Commission (NRC or Commission) conducts an antitrust review of changes in ownership or operator of a power production facility after initial licensing. In situations where requests for a change in ownership or operator have been received after issuance of an operating license for such a facility, the staff has conducted a significant change review to determine whether the